

**NEVADA DEPARTMENT OF CORRECTIONS  
ADMINISTRATIVE REGULATION  
813**

**PSYCHOLOGICAL REVIEW PANEL  
(TEMPORARY)**

**Supersedes:** AR 813 (08/14/09)

**Effective Date:** 10/27/10

**AUTHORITY**

NRS 200.508; 213.1214; NRS 241.003; NRS 241.020

**RESPONSIBILITY**

1. The designated Deputy Director is responsible for the overall operation of the Psychological Review Panel.
2. The Warden/designee will be responsible for the day to day responsibilities for Psych Panel preparation at the institutional level.

**813.01 PSYCHOLOGICAL REVIEW PANEL**

1. This regulation applies to all offenders committed to the custody of the Department for convictions of sexually-related crimes identified in NRS 213.1214(5), or abuse or neglect of a child pursuant to NRS 200.508.
2. The Department will operate and supervise a Psychological Review Panel to conduct consistent and standardized evaluation of offenders who require certification as a prerequisite to their consideration by the Parole Board.
3. The members of the Panel shall be the Director of the Department, or designee; the Administrator of the Division of Mental Health and Development Services of the State Department of Human Resources, or designee; and a psychologist or psychiatrist who is licensed in Nevada.
  - A. The licensed psychologist or psychiatrist shall be a person mutually chosen by the Director of Corrections and the Administrator of the Division of Mental Health and Development Services of the State Department of Human Resources.
  - B. The length of appointment is at the discretion of the Director.
4. The Psychological Review Panel will meet at least semiannually to conduct offender reviews and certifications of offenders in the custody of the Department.
5. Psychological Review Panel hearings will be conducted via video-conferencing.

- A. It is not required that the panel members, the offender being considered, and any witnesses be present in the same room.
  - B. The offenders being considered will appear from the facility in which they are incarcerated to the extent possible, to minimize statewide travel and transportation expenses.
6. Panel members, visitors, family members, victims and interested persons may attend Panel Hearings in person, or by video-conference, at all Department facilities that have available video conference capability.
- A. Victims may seek and receive the assistance of the Department's Victims Services Unit in arranging an appearance before, or attendance at, a panel hearing.
7. Panel hearings are subject to the Open Meeting Law, NRS 241.020.
8. At the beginning of every calendar year, the Psychological Review Panel will review assessment instruments currently used in the United States, or elsewhere, for the evaluation of offenders, and shall select one or more to be used in the Psychological Review Panel certification process.
- A. The instrument(s) chosen shall be validated as among those used in the standard practice of psychology in the United States.
  - B. The instrument(s) chosen shall be administered by Department psychologists to offenders appearing for a certification hearing to the extent that the assessment tool is deemed applicable to the type of crime for which the offender has been convicted.
9. Material to be considered by the panel in a certification hearing will be provided to the panel at least two weeks prior to the panel's scheduled meeting.
- A. Correspondence or communications from victims, and all information about an offender considered by the panel in its certification hearing are confidential, pursuant to NRS 213.1075.
  - B. Materials provided to the panel will include, but are not limited to, the following items.
    - (1) Information about the offender's participation in the Department's Sexual Treatment of Offender in Prison (STOP) program, aftercare programs, or any other Department programs focusing on treatment or conduct.
    - (2) Information from the Department's treating psychiatrist and/or psychologist.
    - (3) Results of any psychological assessment instruments used by staff to evaluate the offender.
    - (4) Information from the offender's Institutional File, including, but not limited to, conduct history while in the department, Pre-sentence Investigation Report, police reports, and any other material pertinent to the offenders' case or incarceration.

(5) A check list, DOC 2062 (12/08), will be used to assist staff in gathering all pertinent information for the Panel's consideration.

10. Inmates will be served with notice of Panel Hearings (DOC 2059) at least five (5) working days prior to the hearing date. Proof of service (DOC 2059) of the hearing notice will be delivered to the Administrative Assistant to the designated Deputy Director no later than the day prior to the Psych Panel Hearing date (NRS 241.022).

11. Pursuant to NRS 213.1214, the Panel will render a decision regarding certification of each offender on the Panel's agenda.

12. The panel may revoke an offender's certification at any time, at its discretion. Psychological Review Panel certifications will only be valid for purposes of Parole Board consideration for one year. If an offender is released on parole and subsequently returns to the custody of the Nevada Department of Corrections, his Psyche Panel certification will be automatically revoked.

13. Nevada law confers no right of any offender to be certified or to continue to be certified. No offender may bring a cause of action against the panel, the state, its political subdivisions, agencies, boards, commissions, departments, officers or employees for not certifying an offender, or for refusing to bring an offender before the Psychological Review Panel for consideration.

A. An offender may not file a grievance pursuant to AR 740 for the failure of the panel to certify an offender or failure to bring an offender before the panel for a hearing.

#### **APPLICABILITY**

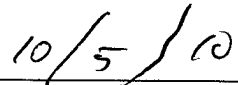
1. This AR requires an Operational Procedure
2. This AR requires an audit.

#### **REFERENCES**

ACA Standard 4-4013



Howard Skolnik, Director



Date